

BOSE McKINNEY & EVANS LLP

CUSTOMER NUMBER 25267

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3673  
EPW

AUG 03 2004 AMENDMENT APPLICATION

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: 3673

Atty. Docket: 8266-1126

Applicants: Zerhusen et al.

Invention: BED SIDERAILS HAVING  
FLEXIBLE PORTIONS

Serial No.: 10/644,122

Filed: August 20, 2003

Examiner: Leë, J.

Certificate Under 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as first  
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AMENDMENT, Commissioner for Patents, P.O. Box  
1450, Alexandria, VA 22313-1450

on July 30, 2004

*D. Cwiklinski*

D. Cwiklinski

Dated

*July 30, 2004*

RESPONSE TO OFFICIAL ACTION

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Official Action mailed April 30, 2004, please consider the  
remarks and amendments herein.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks begin on page 6 of this paper.

08/04/2004 EAREGAY1 00000052 023223 10644122

01 FC:1201 344.00 DA

Adjustment date: 11/24/2004 SDIRETA1  
08/30/2004 SGARNETT 00000004 023223 10644122  
01 FC:1201 344.00 CR

**BEST AVAILABLE COPY****BOSE McKINNEY & EVANS LLP****CUSTOMER NUMBER 25267**2700 First Indiana Plaza  
135 North Pennsylvania Street  
Indianapolis, Indiana 46204  
(317) 684-5000**PATENT APPLICATION****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Examiner: Lea, James

**Certificate Under 37 C.F.R. § 1.8**I hereby certify that this correspondence is being  
transmitted by facsimile to (703) 308-5077, Attn:  
Refund Department, Commissioner for Patents, P.  
O. Box 1450, Alexandria, VA 22313-1450.on October 18, 2004  
James A. ColesDated: October 18, 2004**REQUEST FOR REFUND OF OVERCHARGE**  
**PURSUANT TO 37 C.F.R. § 1.26**Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

A charge of \$344.00 for an additional patent claim fee was charged twice to our Deposit Account No. 02-3223; once on August 4, 2004, and then again on August 30, 2004. We believe that a refund in the amount of \$344.00 is due in view of the duplicate charge.

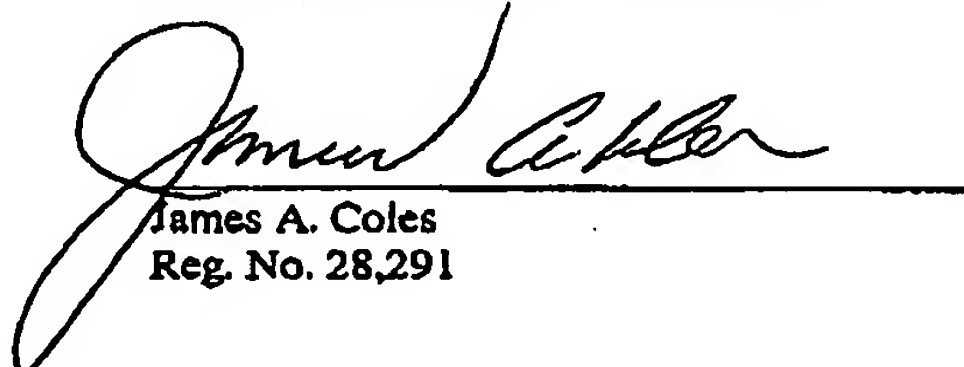
It is respectfully submitted that applicants owed only \$344 for four (4) extra independent claims filed July 30, 2004, in our response to the office action dated April 30, 2004, and only that amount should have been charged to our Deposit Account.

Applicant respectfully requests that the Office issue a refund of \$344.00 and credit Bose McKinney & Evans LLP's Deposit Account No. 02-3223.

Your help in this matter is requested. Please feel free to call me if you have any questions.

Respectfully submitted,

BOSE McKINNEY &amp; EVANS LLP

  
James A. Coles  
Reg. No. 28,291Indianapolis, Indiana  
(317) 684-5000  
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**BOSE  
McKINNEY  
& EVANS LLP**

ATTORNEYS AT LAW

**BEST AVAILABLE COPY****Kelly A. Blaylock**

Paralegal

Downtown Office

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**FAX COVER SHEET**

Date: October 18, 2004

From: Kelly A. Blaylock

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APPLICANT: Zerhusen et al.  
SERIAL NO.: 10/644,122  
FILED: August 20, 2003  
ATTY. DOCKET: 8266-1126**SPECIAL INSTRUCTIONS:**

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